

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

CAROLYN BLACKMON,

Plaintiff,

vs.

NEW ALBERTSON'S INC.; ALBERTSON'S HOLDINGS, LLC,

## Defendants.

Case No. 2:10-cv-00712-KJD-GWF

**ORDER SCHEDULING A  
SETTLEMENT CONFERENCE**

Pursuant to referral by the Honorable Kent J. Dawson, United States District Judge, a settlement conference is hereby scheduled to commence at **9:00 a.m. on Friday, September 30, 2011**, in the chambers of the undersigned United States Magistrate Judge, Room 3099, Lloyd D. George United States Courthouse, 333 Las Vegas Boulevard South, Las Vegas, Nevada. *If the parties desire an earlier date for the settlement conference, contact the Magistrate Judge's chambers at 464-5575.*

All counsel of record who will be participating in the trial and who have full authority to settle this case, and all parties appearing pro se, if any, and **all individual parties must be present.** In the case of non-individual parties, counsel of record shall arrange for an officer or representative with binding authority to settle this matter up to the full amount of the claim or last demand made to be present for the duration of the conference.

If any party is subject to coverage by an insurance carrier, then a representative of the insurance carrier with authority to settle this matter up to the full amount of the claim or last demand made must also be present for the duration of the settlement conference.

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1           **A request for an exception to the above attendance requirements must be filed and  
2 served on all parties at least fourteen (14) days prior to the settlement conference. Counsel  
3 of record, individual parties, and a fully-authorized representative shall appear in person  
4 unless the court enters an order granting a request for exception.**

5           **PREPARATION FOR SETTLEMENT CONFERENCE**

6           In preparation for the settlement conference, the attorneys for each party shall submit a  
7 confidential settlement conference statement for the Court's in camera review. The settlement  
8 conference statement shall contain the following:

- 9           1.       A brief statement of the nature of the action.
- 10          2.       A concise summary of the evidence that supports your theory of the case, including  
11 information which documents your damages claims. Please attach to your statement any  
12 documents or exhibits which are relevant to key factual or legal issues, including selected pages  
13 from deposition transcripts or responses to other discovery requests.
- 14          3.       An analysis of the key issues involved in the litigation.
- 15          4.       A discussion of the strongest points in your case, both legal and factual, and a frank  
16 discussion of the weakest points as well. The Court expects you to present a candid evaluation of  
17 the merits of your case.
- 18          5.       A further discussion of the strongest and the weakest points in your opponent's  
19 case, but only to the extent that they are more than simply the converse of the weakest and the  
20 strongest points in your case.
- 21          6.       The history of settlement discussion, if any, which have occurred in this case.  
22 Please detail the demands and offers which have been made, and the reasons they have been  
23 rejected.
- 24          7.       The settlement proposal that you believe would be fair.
- 25          8.       The settlement proposal that you would honestly be willing to make in order to  
26 conclude this matter and stop the expense of litigation.

27           The settlement conference statements shall be received in my chambers - Room 3099 - not  
28 later than **September 23, 2011. DO NOT SERVE A COPY ON OPPOSING COUNSEL. DO**

1           **NOT DELIVER OR MAIL COPIES TO THE CLERK'S OFFICE.**

2           The purpose of the statement is to assist the undersigned Magistrate Judge in preparing for  
3 and conducting the settlement conference. In order to facilitate a meaningful conference, your  
4 utmost candor in responding to all of the above-listed questions is required. **The settlement**  
5 **conference statement will be seen by no one except the undersigned.** If this case does not  
6 settle, the settlement conference statement will not be disclosed to the judge who ultimately  
7 presides over the trial. Each statement will be securely maintained in my chambers, and will be  
8 destroyed following the conference.

9           DATED this 11th day of July, 2011.

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12           GEORGE FOLEY, JR.  
13           United States Magistrate Judge